

COURT OF APPEAL OF THE STATE OF CALIFORNIA  
FOURTH APPELLATE DISTRICT  
DIVISION ONE  
September 24, 2007

**D051291      Homeowners Association of Meadowbrook Estates Inc., et al. v. The Superior  
Court of San Diego County/Equity Lifestyle Properties Inc., et al.**  
The petition is denied.

COURT OF APPEAL OF THE STATE OF CALIFORNIA  
FOURTH APPELLATE DISTRICT  
DIVISION ONE  
September 25, 2007

**D050161      Pierson v. Tran**

Upon written stipulation filed by the parties to the appeal, the appeal is dismissed and the remittitur is ordered to issue immediately. Each party to bear own costs on appeal.

**D050238      People v. Cota**

The judgment is modified by striking the convictions of unlawful driving or taking of a vehicle (Veh. Code, § 10851, subd. (a)) (count 2) and receiving a stolen vehicle (Pen. Code, § 496d) (count 3). As so modified, the judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment and to forward it to the Department of Corrections and Rehabilitation. Haller, J.; We Concur: McConnell, P.J., Nares, J.

**D050038      Bainbridge Inc., et al. v. Marchese et al.**

Upon written stipulation filed by the parties to the appeal, the appeal is dismissed and the remittitur is ordered to issue immediately. Each party to bear own costs on appeal.

**D048689      People v. Nakamura**

The judgment is affirmed. McIntyre, J.; We Concur: Haller, Acting P.J., Irion, J.

**D048375      In re Marriage of Brandes**

The court's order on temporary support is reversed and the matter is remanded for further proceedings not inconsistent with this opinion. Appellant shall recover her costs on appeal. Nares, Acting P.J.; We Concur: O'Rourke, J.; Aaron, J.

**D050356      People v. Sutton**

The judgment is affirmed. Huffman, J.; We Concur: McConnell, P.J., O'Rourke, J.

**D050245      In re Baby Boy L., a Juvenile**

The placement order in Baby Boy L.'s case is reversed. The juvenile court shall issue a new order placing Baby Boy L. with his grandparents, absent new information showing that the placement would not be in the minor's best interests. Aaron, J.; We Concur: Haller, Acting P.J., McIntyre, J.

**D049401      People v. Kuechmann**

The respondent's petition for rehearing is denied.

COURT OF APPEAL OF THE STATE OF CALIFORNIA  
FOURTH APPELLATE DISTRICT  
DIVISION ONE  
September 26, 2007

**D051675      In re Brazzil on Habeas Corpus**

The denial of a petition for writ of habeas corpus is not appealable. The appeal is dismissed.

**D051546      Shelly B. v. Superior Court of San Diego County/San Diego County Health and Human Services Agency**

The attorney for petitioner Shelly B. has notified the court that a petition for writ of mandate under California Rules of Court, rule 8.452 and 5.600 will not be filed as there are no viable issues for writ review. The case is dismissed.

**D049311      Ruiz et al. v. United Education Institute**

Upon written stipulation filed by the parties to the appeal, the appeal is dismissed and the remittitur is ordered to issue immediately.

**D048585      Sanders, Inc. v. Trustees of the California State University**

The judgment is affirmed. Aaron, J.; We Concur: McConnell, P.J., O'Rourke, J.

**D050347      People v. Lazos**

**D051301      People v. Armando L.**

The motion to consolidate the above-entitled cases is granted. All documents will be filed under D050347.

**D051135      In re Grytness on Habeas Corpus**

The petition is denied.

**D051231      In re Thomas on Habeas Corpus**

The petition is denied.

**D051678      Realmuto v. Superior Court of San Diego County/Argoud**

The petition is denied.

**D051205      Evans v. Superior Court of San Diego County/Lasco Bathware**

The petition is denied.

**D051256      In re Schmitt on Habeas Corpus**

The petition is denied.

**D051204      Explorer Insurance Company v. Workers' Compensation Appeals Board/Sohaili et al.**

The petition is denied.

COURT OF APPEAL OF THE STATE OF CALIFORNIA  
FOURTH APPELLATE DISTRICT  
DIVISION ONE  
September 26, 2007 (Continued)

**D051542      Carroll v. The Superior Court of San Diego County/People et al.**

Defendant Castenada does not join in the petition, refused to waive any potential conflict and requested appointment of new counsel. The petition is denied. The stay issued September 6, 2007, is vacated.

**D051232      In re Schmitt on Habeas Corpus**

The petition is denied.

COURT OF APPEAL OF THE STATE OF CALIFORNIA  
FOURTH APPELLATE DISTRICT  
DIVISION ONE  
September 27, 2007

**D050725      Salazar v. Hireground Personnel Services, Inc.**

Upon written request filed by appellant, the appeal is dismissed and the remittitur is ordered to issue immediately. (Cal. Rules of Court, rule 8.244(c)(2).)

**D050702      People v. Bullock**

Upon filing an abandonment of appeal, the appeal is dismissed and the remittitur is ordered to issue immediately.

**D050115      Tevis v. Prudential Property and Casualty**

Respondent's unopposed motion filed on September 7, 2007, to dismiss the appeal has been read and considered by Associate Justices Haller, McDonald and O'Rourke. The motion is GRANTED. The appeal is DISMISSED. Respondent is awarded costs on appeal. (Cal. Rules of Court, rule 8.276(a)(2).)

**D051670      People v. Gaxiola**

The notice of appeal is premature because no appealable order or judgment has yet been entered. The appeal is DISMISSED without prejudice to refiling a notice of appeal after an appealable order or judgment has been entered.

**D051672      People v. Barra**

The notice of appeal is premature because no appealable order or judgment has yet been entered. The appeal is DISMISSED without prejudice to refiling a notice of appeal after an appealable order or judgment has been entered.

**D051671      People v. Ambriz**

The notice of appeal is premature because no appealable order or judgment has yet been entered. The appeal is DISMISSED without prejudice to refiling a notice of appeal after an appealable order or judgment has been entered.

**D050544      In re D.C., a Juvenile**

The request for publication of the opinion is denied.

COURT OF APPEAL OF THE STATE OF CALIFORNIA  
FOURTH APPELLATE DISTRICT  
DIVISION ONE  
September 28, 2007

**D051130 Tina G. v. Superior Court of San Diego County/S.D. County Health & Human Services Agency**

The petition is denied. O'Rourke, J.; We Concur: McConnell, P.J., Benke, J.

**D050359 People v. Lee**

The judgment is affirmed. Benke, Acting P.J.; We Concur: Nares, J., Aaron, J.

**D049315 Cornell v. Robinson Ford Sales, Inc.**

The order is reversed with directions to grant class certification and to conduct appropriate further proceedings. Costs are awarded to appellant. Huffman, J.; We Concur: Benke, Acting P.J., Nares, J.